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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/682,247
Filing Date	August 9, 2001
First Named Inventor	Mark H. MILLER
Art Unit	3643
Examiner Name	K. ROWAN
Attorney Docket Number	009554-0291479

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

**1. Submission required under 37 CFR 1.114**

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - iii.  Other \_\_\_\_\_
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other \_\_\_\_\_

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 033975
  - i.  RCE fee required under 37 CFR 1.17(e) \$750.00
  - ii.  Extension of time fee (37 CFR 1.136 and 1.17) \$820.00
  - iii.  Other \_\_\_\_\_
- b.  Check in the amount of \$\_\_\_\_\_ enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

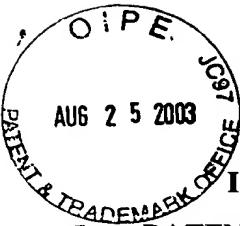
Name (Print/Type)	Robert C. Perez	Registration No. (Attorney/Agent)	39328
Signature		Date	August 25, 2003

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

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Signature	

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4998/Suppl  
E  
9/12/3  
Browne

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION OF

Confirmation No.: 1880

MILLER et al.

Group Art Unit: 3643

Appln. No.: 09/682,247

Examiner: K. ROWAN

Filed: August 9, 2001

Title: COUNTERFLOW INSECT TRAP

August 25, 2003

\* \* \* \* \*

**AMENDMENT UNDER 37 C.F.R. § 1.111**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated March 7, 2003, please amend the above-identified application as follows:

**IN THE CLAIMS:**

Please enter the following claims:

1. – 41. (Cancelled).

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42. (Previously Added) A device for capturing flying insects, said device comprising:

an insect trap;

an airflow generator generating (a) an outflow comprising an insect attractant and (b) an inflow;

an outflow opening communicated to said airflow generator, said outflow opening enabling said outflow to flow outwardly from said device to create a plume flowing downwardly and spreading radially from said device; and

an inlet opening communicated to said airflow generator and said insect trap and positioned vertically higher than said outlet opening, said airflow generator drawing said inflow substantially counter to and immediately adjacent an upper portion of said plume and then into said trap via said inlet opening such that insects attracted to said outflow and flying